

July 8, 1929.

Mr. Henry Ruggeri,
Price, Utah.

Dear Sir:

RE: SPRING CANYON DIST.

I am pleased to have your letter of July 6 advising me of progress being made in the adjustment of the Eleganti-Demarcos trouble. I note that you asked me to appoint Mr. Wayman as water commissioner for Spring Canyon but before doing this certain considerations should be called to your attention.

I am not clear in my mind as to how the work which Mr. Wayman is doing installing weirs is going to settle the difficulty. I see no reason why the two parties could not have a daily quarrel over various measurements shown by the weir and with that in view it seems to me that a deputy commissioner would be required who would be in attendance every day with the result that the distribution would cost each side at least several hundred dollars.

I still go back to suggestion of my letter of Sept. 18, 1928 that the Elegantes construct their distribution system so that they may have the water of Crystal Spring six days in the week without the commingling and therefore necessity of dividing it out. On the 7th day all the water could be turned down to the Demarcos. I quote as follows from the report of my Principal Assistant:

"There was no water being diverted into Eleganti's diversion No. 1 nor was there any signs of the flume at Crystal Spring referred to in Mr. Ruggeri's letter to this office dated Aug. 24, 1928. Said flume was to have been installed in order to divert all the Crystal Spring water into Eleganti No. 1 diversion in order to avoid commingling same with the waters of Spring Canyon

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It is plain on the ground that the installing and maintaining of this flume would do away with the past difficulties of keeping a proper division of the water at points No. 2 and 3 below which points are not necessary for all the Crystal Spring water could, by a properly installed flume, be diverted by Mrs. Eleganti direct from the spring into diversion No. 1 and used upon the land now covered by diversion No. 2 and 3 without interfering or inconveniencing Mrs. Eleganti in the least. This would also do away with the installing of adequate headgates and measuring devices at the diversions Nos. 2 and 3."

I am sending a copy of this letter to Mr. Wayman and ask your careful consideration of this suggested solution.

Yours very truly,

State Engineer.

CMB/E